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4 CZ SERVICES, INC., et al.,  
5 Plaintiffs,  
6 v.  
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8 ANTHEM INSURANCE COMPANIES,  
9 INC., et al.,  
10 Defendants.  
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12 Case No. 19-cv-04453-JD  
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15 **ORDER RE MOTIONS TO SEAL**  
16  
17 Re: Dkt. Nos. 104, 113  
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19 The Court has addressed the standards for sealing requests in conjunction with case filings,  
20 *see In re Google Play Store Antitrust Litigation*, 556 F. Supp. 3d 1106 (N.D. Cal. 2021), and that  
21 decision is incorporated here. In pertinent summary, “judicial records are public documents  
22 almost by definition, and the public is entitled to access by default.” *Id.* at 1107 (quoting  
23 *Kamakana v. City and County of Honolulu*, 447 F.3d 1172, 1180 (9th Cir. 2006); see also *Center*  
24 *for Auto Safety v. Chrysler Group, LLC*, 809 F.3d 1092, 1096 (9th Cir. 2016) (when considering a  
25 request to seal, “we start with a strong presumption in favor of access to court records.”)  
26 (quotation omitted)). The party seeking to seal a document bears the burden of articulating  
27 “compelling reasons supported by specific factual findings that outweigh the general history of  
28 access and the public policies favoring disclosure.” *Id.* (quotation and citation omitted). General  
assertions of potential competitive or commercial harm are not enough to establish good cause for  
sealing court records, and the “fact that the parties may have designated a document as  
confidential under a stipulated protective order is also not enough to justify sealing.” *Id.* (citation  
omitted).

Plaintiffs CZ Services, Inc. and CareZone Pharmacy LLC (CZ) filed sealing motions for  
portions of the second amended complaint (SAC), Dkt. No. 104, and the opposition briefs to the

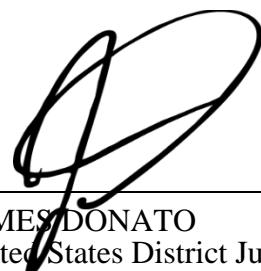
1 motions to dismiss. Dkt. No. 113. Plaintiffs say that documents from Defendants Premera Blue  
2 Cross, Anthem Insurance Companies, Inc., and Blue Cross Blue Shield of Kansas City have been  
3 designated “Highly Confidential -- Attorneys’ Eyes Only” pursuant to a protective order, and  
4 should be redacted. Dkt. No. 104 at 2; Dkt. No. 113 at 1.

5 The Court reviewed the unredacted SAC, Dkt. No. 104-4, and declines to seal the  
6 requested portions of the SAC. “The fact that the parties may have designated a document as  
7 confidential under a stipulated protective order is [] not enough to justify sealing.” *In re Google*  
8 *Play Store Antitrust Litig.*, 556 F. Supp. 3d at 1107. The “default posture of public access  
9 prevails” for the SAC because neither party has demonstrated sufficient potential harms of  
10 allowing the public access to the underlying complaint. *Id.* The Court also declines to seal the  
11 requested portions of the oppositions to the motions to dismiss, Dkt Nos. 113-4, 113-6, because  
12 they reference the same material outlined in the SAC.

13 Plaintiffs are directed to file unredacted versions of the SAC and the opposition to the  
14 motions to dismiss on the ECF docket within seven days of the date of this order.

15 **IT IS SO ORDERED.**

16 Dated: September 9, 2022



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19 JAMES DONATO  
20 United States District Judge  
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